

IN THE UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 05-5486

HARRY L. BIERLEY,
Appellant

v.

JOANNE B. BARNHART,
COMMISSIONER OF SOCIAL SECURITY

On Appeal From the United States District Court
For the Western District of Pennsylvania
(D.C. Civ. No. 05-cv-00007E)
District Judge: Honorable Sean J. McLaughlin

Submitted Under Third Circuit LAR 34.1(a)
July 21, 2006

BEFORE: BARRY, CHAGARES and COWEN, CIRCUIT JUDGES

JUDGMENT

This case came on to be heard on the record from the United States District Court for the Western District of Pennsylvania and was submitted pursuant to Third Circuit LAR 34.1(a). On consideration whereof, it is now here

ORDERED AND ADJUDGED by this court that the judgment of the district court

entered November 30, 2005, be and the same is hereby affirmed. All of the above in accordance with the opinion of this Court.

ATTEST:

DATED: July 24, 2006

Marcia M. Waldron
Clerk

**Certified as a true copy and issued in lieu
of a formal mandate on 10/04/06**

Teste:  *Marcia M. Waldron*
A True Copy

Clerk, U.S. Court of Appeals for the Third Circuit

Marcia M. Waldron, Clerk